

**ATTACHMENT 1:
REQUEST FOR SECTION 214 AUTHORITY**

Glentel Corp. ("Glentel"), pursuant to Section 214 of the Communications Act of 1934, as amended, 47 U.S.C. § 214, and Section 63.18 of the Commission's Rules, 47 C.F.R. § 63.18, hereby requests global resale authority.

Pursuant to Section 63.18 of the Commission's rules, Glentel submits the following information in support of the instant application:

- (a) The name, address, and telephone number of the applicant is as follows: Glentel Corp., 1201 3rd Avenue, Suite 3400, Seattle, Washington 98101, 604-294-2323.
- (b) Glentel is incorporated under the laws of the State of Washington.
- (c) See accompanying application form, item 2.
- (d) Glentel resells mobile satellite services in the United States that are provided via the MSAT-1 and MSAT-2 satellites operated by LightSquared. Glentel has agreed, subject to FCC approval, to transfer its MSAT-1/MSAT-2 U.S. customers to Infosat. As part of the FCC application seeking approval for this transfer of customers, Glentel must provide the file number for its Section 214 authorization.

Although Glentel has been making Section 214-related FCC filings for many years and was of the belief that it holds a Section 214 authorization, it has been unable to locate a Section 214 file number for the company. Based on discussions with the International Bureau's staff about these circumstances, Glentel is filing this application so it can secure a Section 214 file number.

Please note that the Commission previously found, in connection with Glentel's application for a blanket mobile earth terminal ("MET") license, that it is in the public interest to permit indirect foreign ownership of Glentel in excess of the 25 percent benchmark of Section 310(b)(4) of the Communications Act. *See* Public Notice, Report No. TEL-00821, DA 04-2520 (Aug. 12, 2004) at 2. Shortly before Glentel's MET blanket license application was granted, Glentel entered into an agreement with the Executive Branch in which committed to abiding by the terms of a National Security Agreement between the Executive Branch and LightSquared, which at the time was known as MSV.

- (e) Glentel requests Section 214 global resale authority pursuant to Section 63.18(e)(2) of the Commission's rules for all international points. Glentel hereby

certifies that it will comply with the terms and conditions contained in Sections 63.21 and 63.23 of this part. Glentel is not applying for authority to acquire facilities or to provide services not covered by paragraph (e)(2) of Section 63.18 of the rules.

(f) N/A

(g) N/A

(h) See Attachment 2 of this application.

(i) Glentel is affiliated with a carrier in Canada. See the response below submitted in response to Section 63.18(m). As a result, this application is subject to the rules and policies set forth in the *Foreign Participation Order*, 12 FCC Rcd 23891 (1997). In that Order, the Commission adopted an open entry standard for applications from service suppliers in World Trade Organization (“WTO”) members such as Canada. “The Commission adopted a strong presumption” that entry by a carrier “from a WTO Member country does not pose competitive concerns.” *In the Matter of Stratos Mobile Networks (USA) LLC*, ITC-98-287-TC, *et al.* (rel. Aug 5, 1998) ¶ 7. The Commission will grant applications subject to these open entry policies expeditiously “in all but the exceptional case in which an application presents a very high risk to competition that cannot be addressed by imposing additional conditions on the authorizations.” *Id.*

(j) Glentel’s ultimate parent company, Glentel Inc., is a carrier in Canada.

(k) Canada is a member of the World Trade Organization.

(l) See response below to Section 63.18(m).

(m) Glentel’s ultimate parent company, Glentel Inc., is a carrier in Canada, but Glentel Inc. lacks sufficient market power on the Canadian end of the U.S./Canada route to affect competition adversely in the U.S. market. Glentel Inc. resells mobile satellite services in Canada. (It also operates private two-way radio networks in Canada.) Glentel Inc. does not own or control facilities in the international transport or local access markets in Canada, and its share of those markets in Canada is well under 50%. Accordingly, pursuant to Section 63.10(a)(3) of the rules Glentel is presumptively classified as non-dominant.

Glentel requests streamlined processing of this application. Glentel is eligible for streamlined processing under Section 63.12 (c)(1)(ii) of the rules because it qualifies for a presumption of non-dominance (see response above to Section 63.18(m) of the rules).